



General Assembly

January Session, 2005

Substitute Bill No. 6220

* HB06220LABPS_031105 *

**AN ACT ALLOWING LIMITED STRESS-RELATED BENEFITS UNDER
THE WORKERS' COMPENSATION ACT.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subdivision (16) of section 31-275 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2005*):

4 (16) (A) "Personal injury" or "injury" includes, in addition to
5 accidental injury [which] that may be definitely located as to the time
6 when and the place where the accident occurred, an injury to an
7 employee [which] that is causally connected with [his] the employee's
8 employment and is the direct result of repetitive trauma or repetitive
9 acts incident to such employment, and occupational disease.

10 (B) "Personal injury" or "injury" shall not be construed to include:

11 (i) An injury to an employee [which] that results from [his] the
12 employee's voluntary participation in any activity the major purpose
13 of which is social or recreational, including, but not limited to, athletic
14 events, parties and picnics, whether or not the employer pays some or
15 all of the cost of such activity;

16 (ii) A mental or emotional impairment, unless such impairment
17 arises (I) from a physical injury or occupational disease, or (II) in the

18 case of a police officer, from such police officer's use of deadly force or
19 subjection to deadly force in the line of duty, regardless of whether
20 such police officer is physically injured, provided such police officer is
21 the subject of an attempt by another person to cause such police officer
22 serious physical injury or death through the use of deadly force, and
23 such police officer reasonably believes such police officer to be the
24 subject of such an attempt. As used in this clause, "police officer"
25 means a member of the Division of State Police within the Department
26 of Public Safety, an organized local police department or a municipal
27 constabulary, and "in the line of duty" means any action that a police
28 officer is obligated or authorized by law, rule, regulation or written
29 condition of employment service to perform, or for which the police
30 officer is compensated by the public entity such officer serves;

31 (iii) A mental or emotional impairment [which] that results from a
32 personnel action, including, but not limited to, a transfer, promotion,
33 demotion or termination; or

34 (iv) Notwithstanding the provisions of [clause (i) of this]
35 subparagraph (B)(i) of this subdivision, "personal injury" or "injury"
36 includes injuries to employees of local or regional boards of education
37 resulting from participation in a school-sponsored activity but does not
38 include any injury incurred while going to or from such activity. As
39 used in this clause, "school-sponsored activity" means any activity
40 sponsored, recognized or authorized by a board of education and
41 includes activities conducted on or off school property and
42 "participation" means acting as a chaperone, advisor, supervisor or
43 instructor at the request of an administrator with supervisory
44 authority over the employee.

45 Sec. 2. (NEW) (*Effective October 1, 2005*) Notwithstanding any
46 provision of chapter 568 of the general statutes, workers' compensation
47 benefits for any police officer, as defined in subparagraph (B)(ii) of
48 subdivision (16) of section 31-275 of the general statutes, as amended
49 by this act, who suffers a mental or emotional impairment arising from
50 such police officer's use of deadly force or subjection to deadly force in

51 the line of duty, shall be limited to treatment by a psychologist or a
52 psychiatrist who is on the approved list of practicing physicians
53 established by the chairman of the Workers' Compensation
54 Commission pursuant to section 31-280 of the general statutes.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2005	31-275(16)
Sec. 2	October 1, 2005	New section

LAB

Joint Favorable Subst. C/R

PS